

City of Flint, Michigan

*Third Floor, City Hall
1101 S. Saginaw Street
Flint, Michigan 48502
www.cityofflint.com*



Meeting Minutes

Monday, July 25, 2022

6:02 PM

*

Council Chambers

CITY COUNCIL

Allie Herkenroder, Vice President, Ward 7

*Eric Mays, Ward 1
Quincy Murphy, Ward 3
Jerri Winfrey-Carter, Ward 5
Dennis Pfeiffer, Ward 8*

*Ladel Lewis, Ward 2
Judy Priestley, Ward 4
Tonya Burns, Ward 6
Eva L. Worthing, Ward 9*

Inez M. Brown, City Clerk

Davina Donahue, Deputy Clerk

CALL TO ORDER

Council Vice President Allie Herkenroder called this meeting to order at 6:02 p.m.

ROLL CALL

Present: Councilperson: Councilperson Mays, Councilperson Lewis, Councilperson Murphy, Councilperson Priestley, Councilperson Winfrey-Carter, Councilperson Burns, Herkenroder, Councilperson Pfeiffer and Councilperson Worthing

READING OF DISORDERLY PERSONS CITY CODE SUBSECTION

PLEDGE OF ALLEGIANCE

Councilperson Dennis Pfeiffer led the Pledge of Allegiance.

PRAYER OR BLESSING

Alfred Harris Sr., pastor of Saints of God Church, gave the blessing.

REQUESTS FOR CHANGES OR ADDITIONS TO AGENDA

Councilperson Worthing asked for a Special Order with DPW Director Mike Brown to discuss lead and black mold before Public Speaking/Council Response. She also requested that the Special Order be held to two rounds of five minutes each per Councilperson. The vote on the Amended Agenda was 9-0. Since Mr. Brown was not in attendance when the Special Order was supposed to begin, Councilperson Worthing, with support from Councilperson Burns made a motion to Postpone the Special Order until Mr. Brown returns. The motion passed 9-0.

PRESENTATION OF MINUTES

PUBLIC HEARINGS

PUBLIC SPEAKING

Public Speaking was held.

COUNCIL RESPONSE

ROLL CALL

Councilperson Burns and Councilperson Mays left around 6:12 p.m.

Present: Councilperson: Councilperson Lewis, Councilperson Murphy, Councilperson Priestley, Councilperson Winfrey-Carter, Herkenroder, Councilperson Pfeiffer and Councilperson Worthing

Absent: Councilperson: Councilperson Mays and Councilperson Burns

SPECIAL ORDER

Councilperson Priestley, with support from Councilperson Lewis, made a motion to take

the Special Order off the table. The vote was 7-0.

220332 Special Order/Black Mold/Lead

A Special Order as requested by Councilperson Worthing for a discussion with DPW Director Mike Brown on black mold and lead.

Discussed

MOTIONS

Councilperson Winfrey-Carter, with support from Councilperson Murphy, made a motion to "do all things necessary to have the water tested in the 3600 block of Brownell, from Pasadena to Sonny, from an outside source." Councilperson Murphy, with support from Councilperson Winfrey-Carter, made a substitute motion to add random homes selected from each ward (10) to the original motion. The motion failed 2-5 (No: Lewis, Priestley, Herkenroder, Pfeiffer, Worthing). The Council then voted on the original motion, which passed 7-0.

PETITIONS AND UNOFFICIAL COMMUNICATIONS

220306 Public Notice/Permit Application/Hamilton Dam

Communication received June 16, 2022, re: The Genesee County Parks & Recreation Commission has applied for a permit to make improvements to the Hamilton Dam.

This Matter was Placed on File on the Consent Agenda.

220307 Flint Golf Club v City of Flint/MTT Docket No. 22-002206

Communication dated July 7, 2022, re: Proof of Service and Petition filed with the Michigan Tax Tribunal by the Flint Golf Club, regarding Parcel Nos. 41-20-326-001, 41-20-303-001 and 41-20-032-001.

This Matter was Placed on File on the Consent Agenda.

220308 Eastridge Commons Realty, LLC v City of Flint/MTT Docket No. 22-002243

Communication dated June 28, 2022, re: Proof of Service and Petition filed with the Michigan Tax Tribunal by Eastridge Commons Realty, LLC, regarding Parcel No. 41-16-401-013.

This Matter was Placed on File on the Consent Agenda.

220309 Flintstone Properties v City of Flint/MTT Docket No. 22-001855

Communication received July 22, 2022, re: Proof of Service and Petition filed with the Michigan Tax Tribunal by Flintstone Properties, regarding Parcel No. 41-18-117-011.

This Matter was Placed on File on the Consent Agenda.

- 220310** Flint Center Properties, LLC v City of Flint/MTT Docket No. 22-001840
- Communication received July 22, 2022, re: Proof of Service and Petition filed with the Michigan Tax Tribunal by Flint Center Properties, LLC, regarding Parcel No. 41-09-476-040.
- This Matter was Placed on File on the Consent Agenda.**

- 220311** Notification of Meeting/Public Hearing/Karegnondi Water Authority (KWA)/Fiscal Year 2022-2023 Budget
- Notification of KWA Board Meeting and Public Hearing received July 14, 2022, re: The KWA will hold a Board Meeting and Public Hearing on the FY2022-2023 Budget at 10 a.m. August 15, 2022, at the Genesee County Water Treatment Plant, 4414 Stanley Road, Columbiaville.
- This Matter was Placed on File on the Consent Agenda.**

COMMUNICATIONS (from Mayor and other City Officials)

- 220312** Weekly Traffic Control Update
- Email received July 10 and 15, 2022, from Traffic Engineering and DPW, identifying the latest lane closures and ramp closures for the I-69 and I-475 Reconstruction projects.
- This Matter was Placed on File on the Consent Agenda.**
- 220313** Traffic Engineering/Closure Permits
- Sidewalk, Lane and Street Closure permits (10) dated May, June and July 2022, for requested activities/events, with noted responsibility for the placement of the required traffic control devices, and/or personnel, for the protection of traffic and event participants.
- This Matter was Placed on File on the Consent Agenda.**

ADDITIONAL COMMUNICATIONS

APPOINTMENTS

- 220293** Appointment/Building Code Board of Appeals/Emily Doerr
- Resolution resolving that the Flint City Council approves the appointment of Emily Doerr (Executive Director of the Michigan State Land Bank, 411 West 1st Avenue, Flint, Michigan, 48503) to serve on the Building Code Board of Appeals for a two-year term, commencing upon resolution approval and expiring July 1, 2024, as recommended by Mayor Sheldon A. Neeley.
- A motion was made by Councilperson Priestley, seconded by Councilperson Lewis, that this matter be Approved. The motion carried by the following vote:**

Aye: 6 - Councilperson Lewis, Councilperson Murphy, Councilperson Priestley, Councilperson Winfrey-Carter, Vice President Herkenroder and Councilperson Worthing

Absent: 3 - Councilperson Mays, Councilperson Burns and Councilperson Pfeiffer

220294 Appointment/Building Code Board of Appeals/Jonathan Mason

Resolution resolving that the Flint City Council approves the appointment of Jonathan Mason (Contractor, 302 University Avenue, Flint, Michigan, 48503) to serve on the Building Code Board of Appeals for a one-year term, commencing upon resolution approval and expiring March 1, 2023, as recommended by Mayor Sheldon A. Neeley.

A motion was made by Councilperson Priestley, seconded by Councilperson Worthing, that this matter be Approved. The motion carried by the following vote:

Aye: 6 - Councilperson Lewis, Councilperson Murphy, Councilperson Priestley, Councilperson Winfrey-Carter, Vice President Herkenroder and Councilperson Worthing

Absent: 3 - Councilperson Mays, Councilperson Burns and Councilperson Pfeiffer

220303 Appointment/Ethics & Accountability Board/William C. Harris

Resolution resolving that 8th Ward Flint City Councilperson Dennis Pfeiffer hereby recommends the appointment of William C. Harris (2222 Colfax Avenue, Flint, MI 48503) to the Ethics and Accountability Board for a six-year (6)-year term, commencing upon resolution adoption, and expiring June 26, 2028. [By way of background, Mr. Harris is replacing Zack Lessner, who resigned from a term that expired June 25, 2022.]

A motion was made by Councilperson Priestley, seconded by Councilperson Lewis, that this matter be Approved. The motion carried by the following vote:

Aye: 6 - Councilperson Lewis, Councilperson Murphy, Councilperson Priestley, Councilperson Winfrey-Carter, Vice President Herkenroder and Councilperson Pfeiffer

No: 1 - Councilperson Worthing

Absent: 2 - Councilperson Mays and Councilperson Burns

RESOLUTIONS

220288 Year Two/Three-Year Contract/DHT Transportation/Sewage Sludge Transport Services

Resolution resolving that the appropriate city officials, upon City Council's approval, are hereby authorized to enter into year two of a [three-year] contract with DHT Transportation to provide sludge disposal transportation services, as requested by Water Pollution Control, in an amount NOT-TO-EXCEED \$250,000.00 [for each of the next two years, pending adoption of each year's respective budget, for a total

amount of \$500,000.00] [Sewer Fund Acct. No. 590-550.100-815.550.]

This Matter was ADOPTED BY THE MASTER RESOLUTION on the Consent Agenda.

220289 Year Two/Three-Year Contract/Republic Services/Sewage Sludge Cake Disposal

Resolution resolving that the appropriate city officials, upon City Council's approval, are hereby authorized to enter into year two of the [three-year] contract with Republic Services to provide sewage sludge cake disposal services, as requested by Water Pollution Control, in an amount NOT-TO-EXCEED \$260,000.00 for FY2023, and \$273,000.00 for FY2024 pending adoption of each year's budget, for a total amount NOT-TO-EXCEED \$533,000.00 [Sewer Fund Acct. No. 590-550.100-815.500.]

This Matter was ADOPTED BY THE MASTER RESOLUTION on the Consent Agenda.

220290 Metron Farnier/AMI Water Meters/System Upgrade Project

Resolution authorizing the Division of Purchases and Supplies, upon City Council's approval, to issue a purchase order to Metron Farnier for completion of the AMI water meter upgrade project, as requested by the Water Service Center, in an amount NOT-TO-EXCEED \$438,000,000.00 [Water Infrastructure Improvements for the Nation (WIIN) Grant Fund Acct. No. 496-536.806-802.080.]

This Matter was ADOPTED BY THE MASTER RESOLUTION on the Consent Agenda.

220291 Macallister Machinery Co., Inc./Dump Trailer/Blight Removal Program

Resolution resolving that the Division of Purchases & Supplies, upon City Council's approval, is hereby authorized to issue a purchase order to Macallister Machinery Co., Inc. for the purchase of a 14-000-pound capacity dump trailer for blight services, in an amount NOT-TO-EXCEED \$17,250.00, as requested by Blight [Acct. No. 287-732.701-977.000].

This Matter was ADOPTED BY THE MASTER RESOLUTION on the Consent Agenda.

220292 INA Store, Inc./Dump Trailer/Blight Removal Program

Resolution resolving that the Division of Purchases & Supplies, upon City Council's approval, is hereby authorized to issue a purchase order to INA Store, Inc. for the purchase of a 12-000-pound capacity dump trailer for blight services, in an amount NOT-TO-EXCEED \$11,380.00, as requested by Blight [Acct. No. 287-732.701-977.000].

This Matter was ADOPTED BY THE MASTER RESOLUTION on the Consent Agenda.

220296 Budget Amendment/Transfer of Funds/Grant Acceptance/Charles Stewart Mott Foundation/Public Safety Support Grant/Flint Police Department

Resolution resolving that the appropriate city officials, upon City Council's approval, are authorized to do all things necessary to accept the Charles Stewart (C.S.) Mott Foundation Public Safety Support Grant, amend the FY2022 budget, appropriate funding for future fiscal years, for as long as funds are available from the funder, and abide by the terms and conditions of the grant, in the amount of \$850,000.00 to Grant Code PCSM-PSS22 through May 31, 2023.

This Matter was ADOPTED BY THE MASTER RESOLUTION on the Consent Agenda.

220297 Budget Amendment/Transfer of Funds/Acceptance/State of Michigan First Responder Training & Recruitment Grant

Resolution resolving that the appropriate city officials, upon City Council's approval, are authorized to do all things necessary to accept the State of Michigan First Responder Training and Recruitment Grant, amend the FY2022 budget, appropriate funding for future fiscal years, for as long as funds are available from the funder, and abide by the terms and conditions of the Grant Agreement, in the amount of \$170,000.00, to Grant Code SMDT-FRTR22 through September 30, 2022.

This Matter was ADOPTED BY THE MASTER RESOLUTION on the Consent Agenda.

220298 Budget Amendment/Transfer of Funds/Acceptance/Michigan Economic Development Corp. Blight Elimination Grant

Resolution resolving that the appropriate city officials, upon City Council's approval, are hereby authorized to do all things necessary to accept the Michigan Economic Development Corp. Grant, amend the FY2022 budget, appropriate funding for future fiscal years, for as long as funds are available from the funder, and abide by the terms and conditions of the Grant, in the amount of \$1,000,000.00, to Grant Code SMEDC-BLIG22 through December 31, 2023.

This Matter was ADOPTED BY THE MASTER RESOLUTION on the Consent Agenda.

220299 Partnership Memorandum of Understanding (MOU)/City of Flint/Flint Housing Commission/Choice Neighborhoods Planning Grant

Resolution resolving that the Flint City Council authorizes the City to do all things necessary to enter into a Memorandum of Understanding (MOU) with the Flint Housing Commission to partner with them on the preparation and submission of a Choice Neighborhoods Planning Grant.

SEPARATED FROM MASTER RESOLUTION

220301 Pay Increases/Election Workers

Resolution resolving that the appropriate city officials, upon City Council's approval, are authorized to do all things necessary to process election worker pay increases. Funds for said increases have been approved will come from the FY2022-2023 City Clerk Election Division - Election Workers Acct. No. 101-262.110-702.000.

This Matter was ADOPTED BY THE MASTER RESOLUTION on the Consent Agenda.

220302 Process Payment/Spectacle Productions/Videotaping Services

Resolution resolving that the appropriate city officials, upon City Council approval, are authorized to do all things necessary to process an additional payment to Spectacle Productions, in the amount of \$14,000.00, for the videotaping of various Flint City Council meetings/hearings that took place in late Fiscal Year 2022, with said funds coming from City Council Professional Services Acct. No. 101-101.100-801.000 for FY2022.

This Matter was ADOPTED BY THE MASTER RESOLUTION on the Consent Agenda.

220304 Collective Bargaining Agreement/City of Flint/AFSCME Council 25/Local 1799/Through June 30, 2024

Resolution resolving that the Flint City Council ratifies the Tentative Collective Bargaining Agreement by and between the City of Flint and AFSCME Council 25, Local 1799 (see attached Draft Collective Bargaining Agreement).

This Matter was ADOPTED BY THE MASTER RESOLUTION on the Consent Agenda.

220305 Collective Bargaining Agreement/City of Flint/Police Officers Labor Council/Flint Police Department Sergeants/Through June 30, 2024

Resolution resolving that the Flint City Council ratifies the Tentative Collective Bargaining Agreement by and between the City of Flint and Police Officers Labor Council -- Flint Police Department Sergeants (see attached Draft Collective Bargaining Agreement).

This Matter was ADOPTED BY THE MASTER RESOLUTION on the Consent Agenda.

RESOLUTIONS (May be Referred from Special Affairs)**220314** Recognition/July/Parks & Recreation Month

Resolution resolving that the Mayor and City Council hereby recognize the month of July as Parks and Recreation Month and encourage visiting the City of Flint's 70 public parks and open spaces.

This Matter was ADOPTED BY THE MASTER RESOLUTION on the Consent Agenda.

Passed The Consent Agenda

A motion was made by Councilperson Priestley, seconded by Councilperson Worthing, including all the preceding items marked as having been adopted on a Consent Agenda. The motion carried by the following vote:

Aye: 7 - Councilperson Lewis, Councilperson Murphy, Councilperson Priestley, Councilperson Winfrey-Carter, Vice President Herkenroder, Councilperson Pfeiffer and Councilperson Worthing

Absent: 2 - Councilperson Mays and Councilperson Burns

SEPARATED FROM MASTER RESOLUTION

220299 Partnership Memorandum of Understanding (MOU)/City of Flint/Flint Housing Commission/Choice Neighborhoods Planning Grant

Resolution resolving that the Flint City Council authorizes the City to do all things necessary to enter into a Memorandum of Understanding (MOU) with the Flint Housing Commission to partner with them on the preparation and submission of a Choice Neighborhoods Planning Grant.

A motion was made by Councilperson Murphy, seconded by Councilperson Priestley, that this matter be Adopted. The motion carried by the following vote:

Aye: 7 - Councilperson Lewis, Councilperson Murphy, Councilperson Priestley, Councilperson Winfrey-Carter, Vice President Herkenroder, Councilperson Pfeiffer and Councilperson Worthing

Absent: 2 - Councilperson Mays and Councilperson Burns

LIQUOR LICENSES

INTRODUCTION AND FIRST READING OF ORDINANCES

220272 Ordinance/Amendment/Chapter 31 (General Offenses)/Article III (Blight Violations)/Amendment of Section 31-81

An ordinance to amend the Code of the City of Flint by amending Chapter 31 (General Offenses), Article III (Blight Violations), by amending Section 31-62 (Blight Violation).

A motion was made by Councilperson Priestley, seconded by Councilperson Pfeiffer, that this matter be ACKNOWLEDGED FOR FIRST READING. The motion carried by the following vote:

Aye: 7 - Councilperson Lewis, Councilperson Murphy, Councilperson Priestley, Councilperson Winfrey-Carter, Vice President Herkenroder, Councilperson Pfeiffer and Councilperson Worthing

Absent: 2 - Councilperson Mays and Councilperson Burns

220295 Amended Ordinance/Chapter 50/PC-22-9/Jaycee LLC-Jeff Gappy/Rezoning/3402 Richfield Road/From 'D-3' to 'D-5'/Ward 4

An amended ordinance to amend the Code of the City of Flint has been requested by Jaycee LLC-Jeff Gappy (PC-22-9) to change the district boundaries or regulations established in Chapter 50 thereof, specifically allowing under 50-4 a zoning map amendment, as follows: 3402 Richfield Road, Flint MI 48506, Parcel No. 47-33-452-052, legally described as ASSESSOR'S PLAT OF RICHFIELD WOODS LOTS 46 THRU U48 INCL; ALSO LOTS 50 THRU 57 INCL; ALSO LOT 49 EXC WLY 14FT; ALSO LOT 60 EXC ELY 128.5 FT; ALSO LOT 62 EX ELY 128.5 FT, from "D3" Community Business and future zoned "TN-2" Traditional Neighborhood to "D-5" Metropolitan Commercial Service. THE PLANNING COMMISSION RECOMMENDS DENIAL.

A motion was made by Councilperson Priestley, seconded by Councilperson Pfeiffer, that this matter be ACKNOWLEDGED FOR FIRST READING. The motion carried by the following vote:

Aye: 7 - Councilperson Lewis, Councilperson Murphy, Councilperson Priestley, Councilperson Winfrey-Carter, Vice President Herkenroder, Councilperson Pfeiffer and Councilperson Worthing

Absent: 2 - Councilperson Mays and Councilperson Burns

ROLL CALL

Councilperson Mays arrived at 8:11 p.m.

Present: Councilperson: Councilperson Mays, Councilperson Lewis, Councilperson Murphy, Councilperson Priestley, Councilperson Winfrey-Carter, Herkenroder, Councilperson Pfeiffer and Councilperson Worthing

Absent: Councilperson: Councilperson Burns

SECOND READING AND ENACTMENT OF ORDINANCES

220225 Amendment/Ordinance/Chapter 50 (Zoning)

An ordinance to amend the Flint City Code of Ordinances by amending Chapter 50 (Zoning) and by repealing said Ordinance, and adopting Chapter 50 (Zoning), Articles 1 through 18, which will be known as the Zoning Code of the City of Flint, Michigan. [NOTE: This 749-page document replaces the entire Chapter 50 of the Flint City Code of Ordinances (zoning).]

A motion was made by Councilperson Worthing, seconded by Councilperson Priestley, that this matter be PASSED. The motion carried by the following vote:

Aye: 6 - Councilperson Lewis, Councilperson Murphy, Councilperson Priestley, Vice President Herkenroder, Councilperson Pfeiffer and Councilperson Worthing

No: 1 - Councilperson Mays

Abstain: 1 - Councilperson Winfrey-Carter

Absent: 1 - Councilperson Burns

ADDITIONAL DISCUSSION ITEMS

FINAL COUNCIL COMMENTS

ADJOURNMENT

Council Vice President Allie Herkenroder adjourned this meeting at 8:20 p.m. after a motion by Councilperson Mays and support from Councilperson Priestley. The vote was 7-0 (Absent: Burns, Pfeiffer).

Respectfully transcribed & submitted,

Janell Johnson, Administrative Secretary to City Council

Draft